(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area; and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order as hereby amended regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing was held.

(b) Determinations. It is hereby determined that:

(1) The refusal or failure of handlers (excluding cooperative associations specified in Sec. 8c(9) of the Act) of more than 50 percent of the milk, which is marketed within each of the specified marketing areas, to sign a proposed marketing agreement, tends to prevent the effectuation of the declared policy of the Act;

(2) The issuance of this order amending each of the specified orders is the only practical means pursuant to the declared policy of the Act of advancing the interests of producers as defined in the respective orders as hereby amended:

(3) The issuance of the order amending each of the specified orders, except the order regulating the handling of milk in the Michigan Upper Peninsula marketing area, is favored by at least two-thirds of the producers who were engaged in the production of milk for sale in the respective marketing areas: and

(4) The issuance of the order amending the order regulating the handling of milk in the Michigan Upper Peninsula marketing area is favored by at least three-fourths of the producers who during the determined representative period were engaged in the production of milk for sale in the marketing area.

List of Subjects in 7 CFR Parts 1001, 1002, 1004, 1005, 1006, 1007, 1011, 1012, 1013, 1030, 1032, 1033, 1036, 1040, 1044, 1046, 1049, 1050, 1064, 1065, 1068, 1075, 1076, 1079, 1093, 1094, 1096, 1106, 1108, 1124, 1126, 1131, 1134, 1135, 1137, 1138, and 1139

Milk marketing orders.

Order Relative to Handling

It is therefore ordered, That on and after the effective date hereof, the

handling of milk in each of the aforesaid marketing areas shall be in conformity to and in compliance with the terms and conditions of each of the orders, as amended, and as hereby further amended. as follows:

The authority citation for 7 CFR Parts 1001 through 1139 continues to read as follows:

Authority: Sec. 1-19, 48 Stat 31, as amended; 7 U.S.C. 601-674.

PART 1001-MILK IN THE NEW ENGLAND MARKETING AREA

§1001.21 [Removed and Reserved]

1. Section 1001.21 is removed and reserved.

2. Section 1001.50 is amended by revising paragraph (b) to read as follows:

§1001.50 Class prices.

* *

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(b) Class II price. The Class II price shall be the basic formula price for the second preceding month plus \$0.30. * *

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3. Section 1001.51 is amended by revising the section heading, removing the paragraph designation "(a)" without revising the text of the paragraph, and by removing paragraph (b), to read as follows:

§1001.51 Basic formula price.

* * * 4. Section 1001.54 is revised to read

as follows:

§1001.54 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I and Class II prices for the following month, and the Class III and Class III-A prices for the preceding month.

PART 1002-MILK IN THE NEW YORK-**NEW JERSEY MARKETING AREA**

§1002.19 [Removed and Reserved]

1. Section 1002.19 is removed and reserved.

2. Section 1002.50 is amended by revising paragraph (c) to read as follows:

§1002.50 Class prices. *

*

(c) Class II price. The Class II price shall be the basic formula price for the second preceding month plus \$0.30. * *

*

3. Section 1002.51 is amended by revising the section heading, removing the paragraph designation "(a)" without revising the text of the paragraph, and by removing paragraph (b), to read as follows:

§1002.51 Basic formula price.

* * *

4. Section 1002.56 is amended by revising the introductory text, removing the introductory text of paragraph (a), redesignating paragraph (a)(1) as paragraph (a), revising paragraph (b), redesignating paragraph (a)(2) as paragraph (c), redesignating paragraph (a)(3) as paragraph (d), redesignating paragraph (a)(4) as paragraph (e), redesignating paragraph (a)(5) as paragraph (f), and redesignating paragraph (a)(6) as paragraph (g), to read as follows:

§1002.56 Announcement of class prices and butterfat differential.

The market administrator shall announce publicly on or before the fifth day of each month, the following:

(b) The Class II price for the following month applicable at the 201-210 mile zone and at the 1–10 mile zone. * * *

PART 1004-MILK IN THE MIDDLE ATLANTIC MARKETING AREA

§1004.21 [Removed and Reserved]

1. Section 1004.21 is removed and reserved.

2. Section 1004.50 is amended by revising paragraph (b) to read as follows:

§1004.50 Class and component prices.

(b) Class II price. The Class II price shall be the basic formula price for the second preceding month plus \$0.30.

3. Section 1004.51 is amended by revising the section heading, removing the paragraph designation "(a)" without revising the text of the paragraph, and by removing paragraph (b), to read as follows:

§1004.51 Basic formula price.

* * * *

4. Section 1004.53 is amended by revising the introductory text, removing the introductory text of paragraph (a), redesignating paragraph (a)(1) as paragraph (a), revising paragraph (b), redesignating paragraph (a)(2) as paragraph (c), and redesignating paragraph (a)(3) as paragraph (d) to read as follows:

§1004.53 Announcement of class prices and component prices.

The market administrator shall announce publicly on or before the fifth day of each month, the following: *

* * *